

Feb 12 1884

No 66 Law  
in  
Court

Court

Wm Hoyer and Co  
Plaintiffs

vs

A P Cayler

Defendant

Action for Money

Docket

Page

C. H. Green  
Attorney for Plaintiff

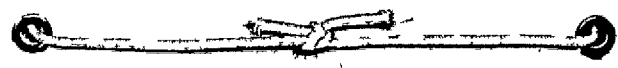
Attorney for Defendant

LETTER PRESS PRINTING  
AND JOB PRINTING  
LAW OFFICE  
211 N. 10th St.  
ST. LOUIS, MO.

1877  
 July 5 Petition rec Viewers app'd  
 Journal B p 129  
 Sept 5 1st reading report & appraisement  
 Journal B p 142  
 Nov 8 ordered opened  
 Journal B p 160

Road,

change of from Fair Grounds to Ladd  
 Canyon Commence at Angle 1 to  
 mouth of Ladd Canyon



DIRECTIONS—Place papers on TOP OF RUBBER  
 Fold ends first then sides Throw the rubber cords  
 over the ends and package is complete

C. M. Brown  
J. H. Bolton  
John Fitzpatrick  
James B. Batters  
Marion O'Brien  
W. T. Barton  
J. A. Childers

W. D. Brown  
W. M. Brown  
Geo. M. Brown  
Ben. Brown  
James O. Brown  
A. Wallace

W. R. Chatter  
A. C. Craig  
W. M. Stafford  
William Dobbs  
E. C. [unclear]  
E. M. [unclear]  
J. B. [unclear]  
S. O. Swackhamer  
F. [unclear]  
Charles Goodenough  
Thos. M. Heagy  
Wm. A. Westwell  
S. J. [unclear]  
Ephraim Greenwood  
S. A. Parnell  
Jos. Palmer  
Wm. B. Bay  
Wm. [unclear]

Wm. [unclear]  
John Perley  
Robert Shaver  
Eliam [unclear]  
James [unclear]  
Thomas [unclear]  
J. King [unclear]  
J. W. Rowland  
J. [unclear]  
John S. Bay  
[unclear]  
Wm. [unclear]  
Coll. [unclear]  
W. [unclear]  
Abraham Slack  
John [unclear]  
B. D. [unclear]  
Joseph [unclear]  
[unclear]  
John [unclear]

J. P. Clark  
W. R. Dwight  
D. S. Kenney  
Geo. [unclear]  
W. S. McAlister  
Wm. [unclear]  
D. [unclear]  
K. [unclear]  
W. [unclear]  
Wm. [unclear]  
Wm. [unclear]  
Wm. [unclear]  
Wm. [unclear]  
Wm. [unclear]  
Wm. [unclear]  
Wm. [unclear]  
Wm. [unclear]  
Wm. [unclear]  
Wm. [unclear]  
Wm. [unclear]  
Wm. [unclear]  
Wm. [unclear]  
Wm. [unclear]

E. J. [unclear]  
E. S. [unclear]  
Geo. M. [unclear]  
C. Churchin  
C. A. Adams  
J. R. Ladd  
J. [unclear]  
J. [unclear]  
J. [unclear]  
J. B. [unclear]  
Wm. [unclear]  
Peter [unclear]  
Wm. [unclear]  
S. J. [unclear]  
J. S. [unclear]  
D. B. [unclear]

Power of Attorneys

Filed July 5<sup>th</sup> 1877  
W. J. Davis  
C. C. Baker

Filed July 5<sup>th</sup> 1877

County Clerk

Wm. J. Davis  
C. C. Baker

To the Hon County Court of Union County  
Oregon at the July Term 1877 of the County Court  
for Union County Oregon

There was a petition presented to your Hon  
Body as to the location of a County Road  
~~beginning~~ commencing at a point on the County  
Road running from the vicinity of the fair  
ground to Ladd's Canyon in Union County  
commencing at a point on said Road in the  
Name North of Jacob Newman's land thence  
running due South on section line to the South  
side of A George's land thence on the East and  
West ground to where it will intersect the County  
Road running from LaGrand to Ladd's Canyon and  
vacating that portion of said County Road  
between the point of commencement of said  
petition and where the Road asked for will  
intersect the County Road from LaGrand to Ladd's  
Canyon your Hon Body appointed viewers  
and surveyors and said viewers & surveyors  
run said proposed Road thru my land  
~~to~~ three fourths of a mile to my damage  
to the amount of Seven Hundred dollars.  
To wit: loss of land and separating  
my lands and I ask your Hon Body to  
to appoint viewer to view and assess the  
damage that it would be to Jacob Newman  
by the vacating said Road Jacob Newman

Filed Sept-5<sup>th</sup> 1877.  
O. J. L. L. L.  
L. L. L.

In the Hon County Court of Union County  
Oregon at the ~~Subj~~ Term <sup>1875</sup> of the County Court  
for Union County Oregon  
there was a petition presented to your Hon  
Body asking the locating of a County Road  
commencing at a point on the County Road  
Running from the vicinity of the fair ground to  
Ladd's Caynon ~~County Road~~ <sup>in said County</sup> commencing at  
a point on said Road in the lane North Side  
of Jacob Newman's land thence Running  
due South on section line to the South Side  
of George's land thence on the nearest and  
Best ground to where it will intersect the  
County Road Running from La Grand to Ladd's  
Caynon and vacating that portion of said  
County Road between the point of commencement  
of said petition and where the Road asked  
for will intersect the County ~~Road~~ Road  
from La Grand to Ladd's Caynon. ~~He vacated~~  
your Hon Body granted and appointed viewers  
and surveyors and said viewers & surveyors then  
said proposed Road threw the model of A. George's  
land one half mile to his damage to the  
amount of seven hundred dollars gold coin  
of the United States to wit damage to grain made  
by viewers and surveyors \$10,00  
rails & fence in consequence of  
said Road eight ~~thousand~~ thousand & 66 per hundred  
\$480,00

five acres of land in the center of my  
farm # 125,00  
damase in seperating my land  
by running ~~the~~ county Road throu  
to the amount of 85,00  
making a total damase of  
Seven hundred dollars gold coin I A  
George protest a gainst the granting of  
said Road and the vacating of that portion  
of said county Road asked for in the  
petition and ask you Hon Body to  
appoint viewers to view said proposed  
Road and assess the damase that  
the locating of said Road would be  
to A. George Adam George

Filed Sept-5<sup>th</sup>  
1877. R. J. Baker  
Clerk



Union Union County  
Sep - 22 - 1874

To The County Court of Union County  
we the undersigned viewers appointed  
to view and assess the damage that  
would incur by the location  
of a County Road through the  
Premises of Adam George and  
Jacob Newman and that we did  
on the 18<sup>th</sup> of September 1874 <sup>after our duty done</sup> view  
said Road and would submit the  
following report: that the damage  
that Adam George would sustain  
to be \$150 - Jacob Newman  
no damage

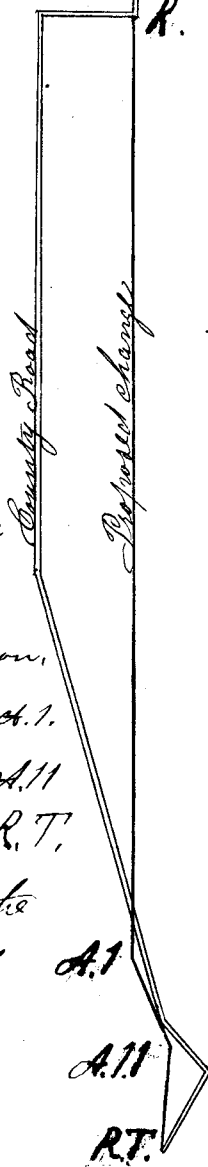
N. F. Hicklin }  
James J. Hinshley } Viewers  
S. G. Woolley }

County Court by  
allow \$90 in County  
Orders - Baltimore  
of Damages to be paid  
by defendant

Attorney of Adam Brown  
of Baltimore

Plat of a proposed change in the County road leading from ~~near~~ the vicinity of the Fair Grounds to the mouth of the Ladd Canyon.

Field notes of the survey of a proposed change in the above described County road.  
 Beginning at a post marked R placed at angle No. 1, on the County road leading from the vicinity of the Fair Grounds to the mouth of the Ladd Canyon.  
 Thence South 76° rods to post marked A.1.  
 " S 24° E, 80 " " " " A.11  
 " S 5° W, 86 " " " " R.T.  
 placed at the intersection of the County road at the mouth of the Ladd Canyon.



Lines run on a variation of 15° East.  
 Scale of distances 160 rods to the inch.  
 Whole distance 2 miles and 294 rods.

State of Oregon }  
 County of Union } S.S.

I Willis Skiff County Surveyor in and for the County and State afore said do hereby certify that the field notes of the above survey are correct as made by me under the supervision of the viewers on the 19<sup>th</sup> day of July 1897.

Willis Skiff Co. Surveyor

James

Filed Sept. 14, 1897  
R. G. Davis

To the Hon. County Court of Union County,  
and State of Oregon.

The following report is respectfully submitted by your viewers in regard to a proposed change in the County road leading from the vicinity of the Fair Grounds to the mouth of the Ladd Canyon.

We failed to meet on the day named in your order but on the fifth day thereafter (the 19<sup>th</sup> day of July 1877) we met and after being first duly sworn in company with the surveyor, proceeded to view, survey and locate said change as directed and as shown by the surveyors report and plat submitted herewith. We find the distance on the proposed road to be 2 miles and 298 rods, and on the road as now located about  $3\frac{1}{4}$  miles, making a difference of 104 rods in favor of the proposed change. The nature of the ground is nearly the same on both lines of road except that the distance over the low ground on the proposed road is nearly one fourth of a mile shorter than it is on the road as now located. Taking into consideration the convenience and inconveniences to the owners of the land and the settlers generally in the neighborhood in which the change is located and also the difference in the distance to the traveling public, it is our opinion that it would be proper to grant the change.

J. J. Hunter }  
D. G. Gentry } Viewers.  
B. S. Halley }

Filed Sept 1 1879  
R. G. Lakin  
Pres.

Whereas a petition has been presented to the  
County Court of Union County Ohio at the July  
term thereof for the year 1877. for a <sup>change of</sup> County Road  
Commencing at angle (N<sup>o</sup> 1) and terminating  
at the mouth of Ladd's Cañon, as described  
in said petition marked (A)

Now therefore We J. A. Ellis and  
S. F. Newhard are held and firmly  
bound to Union County in the sum of  
One Hundred Dollars, Conditioned that  
if the prayer of the petitioners is not granted  
and allowed we will pay all costs and  
expenses that may be incurred by reason  
of such review not exceeding the above  
amount

Dated July 3<sup>rd</sup>  
5<sup>th</sup> 1877 3

J. A. Ellis  
S. F. Newhard

Angle No. 1 to Load  
Canyon

Road Underlaying

Idea July 5, 1847

County Clerk

Approved

July 5, 1847

L. C. Brannon

County Judge

amt Inventory \$2403.66

Recd

\$2431.11

Paid out

2362.21

\$68.90



May 29. 1877

is hereby given, that, application will will be  
made to the County Court of Union County Oregon, at the July 1877  
term thereof, for a change in the County road leading from  
vicinity of the Fair Grounds to the mouth of Saddle Canyon  
Said change as prayed for, to be as follows, to wit: To Commence  
at the same on said road, at the north side of Jacob Newman's land  
and at a point designated as angle No one, in the original survey  
and survey of said road, as appears on record in the County Clerk  
office at Union, thence running due South on section line to the  
south side of a Georges land, thence on the nearest and best ground  
to the mouth of Saddle Canyon, and to locate all said original  
lying between the beginning and terminus of said change  
all of which said points and places are in Union County, Oregon.

May 29. 1877

State of Oregon 1888  
Union County 1888

first being sworn by that I  
have practiced 4 of the within notices  
in the time and manner  
required by law -

J. J. A. Ellis

J. J. A. Ellis

Subscribed and  
sworn to before  
me this 1st day of  
July A.D. 1887  
Col. Braumand  
County Judge

~~~~~  
~~~~~  
~~~~~  
~~~~~  
~~~~~

Number (A)

Petition

To the Honorable County Court of Union County Oregon  
 We the undersigned, Residents, Householdors, of the Valinity  
 of the road, herein after described, and desired to be changed  
 would respectfully ask that a Change be granted in the County  
 road leading from Valinity of the Gas Grounds, to the mouth of  
 Tadd Canyon, said Change to be as follows to wit:-  
 To Commence in the Lane on said road, at the north side  
 of Jacob Neumanns Land, at a point designated as angle ~~to be~~  
 in the Original, Revised and Survey, of said above described  
 road, as appears on record in the County Books Office at  
 Union, thence running due South on Section line, to the South  
 side of Adam Georges Land, thence on the nearest and best  
 Ground to the mouth of said Canyon, and to ~~terminate at~~  
 of said road, lying between the beginning and terminus  
 of said Change, all of which said points and places, are in  
 Union County Oregon, For all of which ~~We~~ Petitioners  
 Erer Prag, May 29<sup>th</sup> 1877,

|             |                            |                |
|-------------|----------------------------|----------------|
| Erer Prag,  | May 29 <sup>th</sup> 1877, |                |
| Names       | names                      | Names          |
| B. H. Lewis | A. B. Conley               | J. & Ellis     |
| D. G. Lucas | A. Little                  | Yarric Bolivia |
| per Dennis  |                            |                |

At a regular term of the County Court for Union County State of Oregon for Commissioners business begun and held at the Court House at Union, Union County State of Oregon on the Fifth day of July AD 1877 there were present - Hon E. C. Brainerd County Judge, Jesse Imbler County Commissioner F. J. Dick County Commissioner - D. Swackhamer Sheriff and R. C. Bates County Clerk -

Due proclamation of the opening of Court having been made - the following proceedings were had to wit;

In the matter of the changing  
of the Road leading from the  
Vicinity of Fair Grounds to  
Ladd Canyon

Now on this day came J. A. Ellis who presents to the Court the petition of himself and Ninety others praying for that a change be made in the County road leading from the vicinity of the Fair Grounds to the mouth of Ladd Canyon, as follows, to wit; to commence in the line on said road at the North side of Jacob Newman's land at a point designated as angle No. One in the original review and survey of said above described road as appears on record in the County Clerk's office at Union, thence running due South on section line to the South side of Adam Georges land, thence on the nearest and best ground to the mouth of Ladd Canyon and to vacate all of said road lying between the beginning and terminus of said change - all of which points and places being in Union County Oregon - And it satisfactorily appearing to the Court from proof filed herein that due notice of the pendency of this proceeding has been given as by law required; - that more than twelve of said petitioners are legal householders residing in the vicinity of said road, and that a good and

Sufficient bond has been filed - It is therefore ordered by the Court that J. J. Hunter Thomas, Qualey and B. S. Halley be appointed Viewers and Willis Skiff Surveyor to view, Survey and report upon said proposed change and that they meet at the house of J. A. Ellis on the 14<sup>th</sup> day of July A. D. 1877 and duly qualify before entering upon the discharge of their duties in this behalf.

In the Matter of }  
Viewers Report }  
}

Now on this day was read the first time the report of the Viewers on the proposed change in the County road beginning at the South East corner of the North East quarter of Section Sixteen Township Three South of Range Forty East - thence due south to intersect the La Grande and Cove County Road.

In the Matter of }  
Viewers Report } Road from East Creek to Pine Valley  
}

Now on this day was read the first time the report of the Viewers on the above proposed County Road

Whereupon Court adjourned until tomorrow morning at nine o'clock.

July 10

Following Bills were then allowed and ordered paid out of the County fund.

At a Regular Term of the County Court of Union County State of Oregon begun and held at the Court Room in Union in said County. At the 5<sup>th</sup> day of September 1877 sitting as Commissioners Court. There was present Hon. E. C. Brainerd County Judge & F. T. Dick Co. Commissioner S. O. Swackhamer & R. J. Bates, Clerk.

Due Proclamation of the opening of Court having been made the following proceeding were had. to wit:

In the matter of Viewers  
to  
assess damages on Road

Now at this time was read a first time the Report of the viewers heretofore appointed to view a change in the County Road leading from the vicinity of the fair ground to the mouth of Ladd Canyon, which said viewers were appointed at the July Term of this Court, which report was read in open Court, and at this time Amos Adam George & files a claim for damages in case said Road is located also at the same corner Jacob Newman and files a petition

also planning damages, thereupon the Court appointed A. G. Cooley, Jabez Hinckley & Nicholas Ficklin viewers to meet at the house of J. A. Ellis on Tuesday the 18<sup>th</sup> day of Sept- 1877 and after being duly sworn proceed to view & assess the damages to the claimants herein would sustain by reason of the location of the said road through their said premises and report the same to this Court at the next October Term of this Court

In the matter of more time }  
allowed to Assessor }

Now comes J. K. P. Harris and asks further time in which to return the assessment Roll for this year by reason of his being unable to complete the same by time set by law.

It was therefore ordered that he be allowed until the 1<sup>st</sup> Monday in Oct- next as a day on which to return his assessment.

In the matter of Resignation }  
of }  
Powel Curbey Justice of the Peace }

Now at this time comes Powel Curbey, Justice of the Peace for Cove Precinct - and resigns his Office as Justice by filing a written resignation which is accepted by the Court and it was ordered that the Sureties on his undertaking be exonerated from further liability and said Office declared vacant

The Court then adjourned until tomorrow morning at 9 o'clock

Nov 8<sup>th</sup> 1877.

In the matter of }  
 Bill }  
 allowed by Error } Now at this time it appearing  
 to the Court that an order was drawn on the  
 Treas for the sum of \$54.<sup>40</sup> which was an error  
 the party to whom said order was issued to wit  
 J. B. Kellogg being for Constable fees and  
 issued on the 6<sup>th</sup> day of Sept 1877, said  
 Kellogg admitting the same an error, and  
 it was ordered that said order be drawn  
 and cancelled. Thereupon the same <sup>was</sup> cancelled  
 in open Court

In the matter of damages }  
 to }  
 Adam George & Jacob Newman }  
 by }  
 Location of County Road }  
 Now at this time  
 the viewers appointed to view and assess the  
 damages that would ensue, by the location  
 of a County road through the premises of Adam  
 George and Jacob Newman have made a report  
 that on the 18<sup>th</sup> day of Sept 1877 they viewed  
 said road and assessed damages to Adam  
 George in the sum of One hundred & fifty  
 dollars, and to Jacob Newman no damages,  
 and at the same time James T A Ellis  
 one of the Petitioners and deposits in open  
 Court the sum of \$60.<sup>00</sup> in County Orders, thereupon  
 said orders were accepted as part payment  
 of said damages. It was therefore ordered  
 and adjudged by the Court that a warrant  
 be drawn on the County Treas in favor of  
 Adam George for the sum of \$150.<sup>00</sup> the  
 amount assessed to him as damages,  
 and it appearing that the proceedings herein  
 otherwise had in relation to the location  
 of said road have been regular and according  
 to law. It was therefore ordered that the  
 prayer of the petitioners be granted and  
 a County road established <sup>it ordered</sup> according

Order 513,  
 Book B  
 Class P

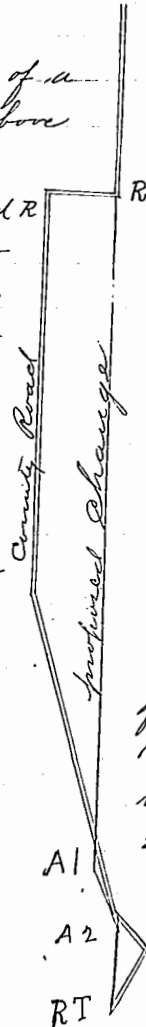


to the prayer of the said petitioners and the report of the survey & the field accompanying notes, herewith.

Plat of a proposed change in the County Road leading from the vicinity of the fair ground to the mouth of the Ladd Canyon.

Field notes of the Survey of a proposed change in the above described County Road

Beginning at a post marked R placed at angle No 1 on the County road leading from the vicinity of the fair grounds to the mouth of Ladd Canyon. Thence South 76.8. to post marked A 1. Thence S. 24. E. 80 rods to post marked A II. Thence S 5. W. 86 rods to post marked B I placed at the intersection of the County road at the mouth of the Ladd Canyon



Lines run on a variation of 19° East. Scale of distances 160 rods to the inch. whole distance 2 miles and 294 rods.

State of Oregon }  
County of Union } ss

I Willis Skiff County Surveyor in and for the County and State aforesaid do hereby certify that the field notes of the above survey are correct as made by me under the supervision of the viewers on the 19<sup>th</sup> day of July 1877.

Willis Skiff County Surveyor